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June 9, 2005

Mary L. Cottrell, Secretary
Department of Telecommunications and Energy
One South Station, 2nd Floor
Boston, MA 02110

Re: Bay State Gas Company, D.T.E. 05-27

Dear Ms. Cottrell:

Enclosed is a Response of Bay State Gas Company to Attorney General's Appeal of the Hearing Officer's Ruling on Intervention.

Very truly yours,

Robert L. Dewees, Jr.

RLD/tlm
Enclosure

cc: Caroline M. Bulger, Hearing Officer (1 copy)
John Sullivan, DTE (7 copies)
Andreas Thanos, Assistant Director, Gas Division (1 copy)
Alexander J. Cochis, Assistant Attorney General (4 copies)
Service List

**THE COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY**

Petition of Bay State Gas Company)
For Approval of Revised Tariffs)
And Other Rate Modifications)

D.T.E. 05-27

**RESPONSE OF BAY STATE GAS COMPANY
TO THE ATTORNEY GENERAL'S APPEAL OF
HEARING OFFICER'S RULING ON INTERVENTION**

On June 2, 2005 the Hearing Officer granted the petitions to intervene as a full party to KeySpan Energy Delivery New England ("Key Span") and NSTAR. The Attorney General appealed that ruling to the full Commission.

It is the position of Bay State Gas Company ("Bay State") that the Hearing Officer's ruling should be upheld and the Attorney General's appeal should be denied.

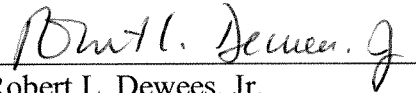
As NSTAR and KeySpan point out in their Responses to the appeal, it has been the Department's practice to permit full intervention status for electric and gas companies in general rate case proceedings. Furthermore, the Department issues orders in rate case proceedings that directly affect all electric and gas companies, and not solely the petitioning company. Fitchburg Gas and Electric Light Company, D.T.E. 02-24/25, p. 245; Boston Gas Company, D.T.E. 03-40, p. 376. In this proceeding, KeySpan and NSTAR may possess evidence and experience that would be of assistance to the Department in considering issues that may affect all electric and/or gas companies and therefore should be permitted to participate as full parties.

For these reasons, Bay State requests that the Attorney General's appeal be denied.

Respectfully submitted,


BAY STATE GAS COMPANY

By its attorneys,



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and



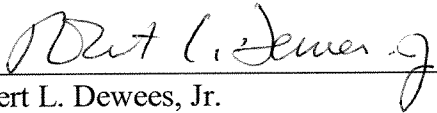
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Dated: June 9, 2005

CERTIFICATION

I certify that I served today a copy of the attached Response of Bay State Gas Company to the Attorney General's Appeal of the Hearing Officer's Ruling on Intervention by hand delivery, first class mail, postage prepaid, or electronically on the Department of Telecommunication and Energy and all parties on the service list on file with the Secretary of the Department of Telecommunication and Energy for this proceeding.

Dated at Boston, Massachusetts this 9th day of June, 2005


Robert L. Dewees, Jr.